

FEDERAL ELECTION
COMMISSION

2012 MAY 15 PM 12:00

OFFICE OF GENERAL
COUNSEL

General Counsel's Office
Federal Election Commission
999 East Street NW
Washington, DC 20463

AFFIDAVIT

RE: MUR 6558

Dear General Counsel's Office;

I am in receipt of your letter dated April 24, 2012 and I believe that I am responding timely as outlined in your letter.

Please be advised that your letter states that I have the opportunity to demonstrate in writing that no action should be taken against me in this matter. Without admitting to your authority I hereby declare that no action should be taken against me, furthermore, I hereby challenge the basis upon which you presume to set the platform upon which one can accuse me of any wrong doing. Also please provide me with the Constitutionally supported legal basis which gives you the authority to require me to respond to you. Please be advised that I hereby invoke the following laws to the protection of my rights which I do not waive.

THE ENUMERATION CLAUSE

Amendment IX of the Constitution of the United States of America states "The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people." In other words the FEC has no authority given by Congress or from any other source to construe or disparage any of my rights.

THE SELF EVIDENT CLAUSE

The Declaration of Independence states that "We hold these truths to be self evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness.—That to secure these rights Governments are instituted among Men, deriving their just powers from the consent of the governed". In other

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words the FEC has no power to deny or disparage any of my rights given to me from God. No act of congress of any kind can give to the FEC any power that we the people do not already have ourselves. Therefore the FEC is subject to me.

THE SUPREMACY CLAUSE

And Article VI of the Constitution states "This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or Laws of any State to the Contrary notwithstanding." In other words, this clause along with the other two said clauses is the supreme law of the land upon which binds every Judge of every State.

Pursuant to the said clauses, please demonstrate how your letter is not an attempt to deny me of my right of privacy, my right to buy services with my money and my right to run for a federal government office. These are part of my God given rights to enjoy life, liberty and the pursuit of happiness. It is mankind that has placed these said clauses into law in order to protect that which is rightfully ours.

It would appear to me that the FEC is making some kind of attempt to violate my rights. Again, please demonstrate how your letter/authority is Constitutional and does not or will not violate my rights as laid out above.

Assuming *Arguendo* that your letter does not violate my rights, I hereby deny any of the charges made by Todd Weiler and Richard Jaussi and I further demand strict proof from Mr. Weiler and Mr. Jaussi in support of their allegations. In other words the only thing both said individuals have offered as proof of their allegations is their own self conclusory statements supported by no evidence (the burden of proof rests with the accuser).

It is my understanding that Weiler is an officer of the court and has taken an oath to defend the Constitution placing him under a heightened obligation to defend the Constitution and my rights. His inciting the FEC to act unconstitutionally against me is a violation of his oath and could be defined as treason.

Please provide the necessary documents or legal authorities that establish the Constitutionality of your actions against me especially in regards to the three clauses herein cited. Failure by you to do so within 15 days of receipt of this letter will constitute your acquiescence that I have done no wrong, upon which this matter will be closed with prejudice.

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Please guide yourselves accordingly.

Sincerely,

Brian Jenkins
Brian Jenkins

Signed and sworn to before me this 10 day of ^{May} ~~April~~, 2012.



Danielle June Johnson
Notary Public

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